

**Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of Claims:**

1 - 106 Cancelled

107. (Currently amended) A process for inducing direct somatic embryogenesis in ~~Panicoideae and Pooideae~~ and rapidly regenerating fertile ~~monocotyledonous~~ plants, comprising the steps of:

a) culturing isolated immature scutella cells of ~~Panicoideae or Pooideae~~ under conditions conducive to in or on a culture medium comprising auxin, cytokinin and polyamine in amounts effective to cause direct formation of primary embryos without an intervening callus stage, at least until at least one primary embryo reaches the globular developmental stage, the auxin being present in greater proportion than the cytokinin;

and one of the following steps selected from:

b) culturing one or more of the primary embryos from step (a) under conditions conducive to regeneration of plantlets from the primary embryos, and culturing the primary embryo in or on a regeneration medium; or

c) culturing one or more of the primary embryos ~~of Pooideae~~ at the globular developmental stage and no longer than the coleoptilar stage from step (a) ~~under conditions conducive to in or on a culture medium comprising auxin, cytokinin, and polyamine in amounts effective to cause~~ induction of secondary embryo formation, at least until secondary embryogenesis is detected, the cytokinin being present in greater proportion than the auxin, and culturing one or more of the secondary embryos under conditions conducive to regeneration of plantlets from the secondary embryos; ~~or~~

d) ~~culturing one or more of the primary embryos of Panicoideae at the globular developmental stage and no longer than the coleoptilar stage from step (a) under conditions conducive to induction of organogenesis, at least until adventitious shoots are detected, and culturing the adventitious shoots under conditions conducive to regeneration of plantlets.~~

108. (Cancelled)

109. (Currently amended) The process of claim ~~108~~ 107, wherein, in step (a), the ratio of auxin to cytokinin in the culture medium is from about 5  $\mu$ M auxin per 1  $\mu$ M cytokinin to about 20  $\mu$ M auxin per 1  $\mu$ M cytokinin.

110. (Previously presented) The process of claim 109, wherein, in step (a) the culture medium includes the plant growth regulators:

- i) from about 15  $\mu$ M auxin to about 45  $\mu$ M auxin;
- ii) from about 15  $\mu$ M polyamine to about 45  $\mu$ M polyamine; and
- iii) from about 1  $\mu$ M cytokinin to about 5  $\mu$ M cytokinin.

111. (Currently amended) The process of claim ~~108~~ 107, wherein, in step (a), the ratio of auxin to cytokinin in the culture medium is about 14  $\mu$ M auxin per 1  $\mu$ M cytokinin.

112. (Previously presented) The process of claim 111, wherein, in step (a), the culture medium includes the plant growth regulators of:

- i) about 30  $\mu$ M auxin;
- ii) about 30  $\mu$ M polyamine; and
- iii) about 2  $\mu$ M cytokinin.

113. (Currently amended) The process of claim ~~108~~ 107, wherein, in step (a), the culture medium is DSEM medium.

114. (Previously presented) The process of claim 110, wherein steps (a) and (b) are conducted, and the regeneration medium is MS medium.

115. (Cancelled)

116. (Cancelled)

117. (Previously presented) The process of claim 114, further comprising, before step (b), the step of culturing the primary embryo under conditions conducive to germination of the primary embryos until germination of at least one of the primary embryos commences.

118. (Previously presented) The process of claim 117, wherein the germination step comprises culturing the primary embryo in or on a culture medium which comprises polyamine in an amount effective to cause germination of the primary embryos, and which is essentially free of either auxin or cytokinin.

119. (Previously presented) The process of claim 118, wherein the culture medium comprises from about 15  $\mu$ M polyamine to about 45  $\mu$ M polyamine.

120. (Previously presented) The process of claim 118, wherein the culture medium comprises about 30  $\mu$ M polyamine.

121. (Previously presented) The process of claim 118, wherein the germination step comprises culturing the primary embryo in or on GEM medium.

122. (Previously presented) The process of claim 114, further comprising the step of culturing the plantlets under conditions conducive to induction of root formation until the plantlets form roots.

123. (Previously presented) The process of claim 122, further comprising the step of transplanting the plantlets to soil and growing them to maturity.

124. (Currently amended) The process of claim 123, wherein the scutella cells are selected from the genera consisting of *Triticum*, *Hordeum*, *Secale*, *Avena*, ~~*Zea*, *Sorghum*, *Pennisetum*, *Saccharum*, *Dactylis*~~, ~~or~~ and *Bromus*.

125. (Currently amended) The process of claim 124, wherein the scutella cells are selected from the group consisting of *Triticum durum* amphiploids, *Hordeum vulgare*, *Triticum aestivum*, *Triticum durum*, *Triticum monococum*, *Triticum urartu*, *Secale cereale*, and *Avena sativa*, ~~*Zea mays*, and *Sorghum bicolor*~~ scutella cells.

126. (Cancelled)

127. (Previously presented) The process of claim 124, wherein the scutella cells of step (a) are free of a germ.

128. (Previously presented) The process of claim 127, which further includes, after step (a), cutting the scutellum carrying the primary embryo into a plurality of pieces prior to culturing in step (b).

129. (Previously presented) The process of claim 128, wherein the scutellum carrying the primary embryo is cut into two to four pieces.

130. (Previously presented) The process of claim 124, wherein step (a) further comprises the step of introducing foreign DNA into the scutella cells or primary embryo so that the foreign DNA becomes stably integrated into the genome of the cells.

131. (Previously presented) The process of claim 130, wherein the foreign DNA is introduced into the scutella cells or primary embryo by particle bombardment or by *Agrobacterium*-mediated transformation.

132. (Previously presented) The process of claim 131, wherein the foreign DNA is introduced into the scutella cells or primary embryo in step (a) during the development of the primary embryo.

133. (Previously presented) The process of claim 132, wherein the foreign DNA is introduced into the scutella cells between zero to five days after commencement of tissue culture.

134. (Previously presented) The process of claim 132, wherein the foreign DNA is introduced into the scutella cells or the primary embryo after two days following commencement of tissue culture.

135. (Previously presented) The process of claim 132, wherein after the foreign DNA has been introduced, the scutella cells or primary embryo are transferred to a media for steps (a) and (b) which includes a selective agent to identify a transformed plant cell that has incorporated the foreign DNA.

136. (Previously presented) The process of claim 135, wherein transformed plant cells are cultured in media to support regeneration of transformants.

137. (Previously presented) The process of claim 136, which further comprises confirming expression of the foreign DNA in the transformed plants by one or both of polymerase chain reaction and Southern blot analyses.

138. (Currently amended) The process of claim ~~115~~ 110, wherein, in step (c), the ratio of auxin to cytokinin in the culture medium is from about 0.05  $\mu\text{M}$  auxin per 1  $\mu\text{M}$  cytokinin to about 0.2  $\mu\text{M}$  auxin per 1  $\mu\text{M}$  cytokinin.

139. (Previously presented) The process of claim 138, wherein, in step (c), the culture medium includes the plant growth regulators:

- i) from about 5  $\mu\text{M}$  auxin to about 15  $\mu\text{M}$  auxin;
- ii) from about 15  $\mu\text{M}$  polyamine to about 45  $\mu\text{M}$  polyamine; and
- iii) from about 50  $\mu\text{M}$  cytokinin to about 200  $\mu\text{M}$  cytokinin.

140. (Currently amended) The process of claim ~~115~~ 110, wherein, in step (c) the ratio of auxin to cytokinin is about 0.1  $\mu\text{M}$  auxin per 1.0  $\mu\text{M}$  cytokinin.

141. (Previously presented) The process of claim 140, wherein, in step (c), the culture medium includes the plant growth regulators of:

- i) about 11  $\mu\text{M}$  auxin;
- ii) about 30  $\mu\text{M}$  polyamine; and
- iii) about 110  $\mu\text{M}$  cytokinin.

142. (Currently amended) The process of claim ~~115~~ 110, wherein, in step (c), the culture medium is SEM medium.

143. (Previously presented) The process of claim 142, wherein step (c) comprises culturing the secondary embryo in or on a regeneration medium.

144. (Previously presented) The process of claim 143, wherein the regeneration medium is MS medium.

145. (Previously presented) The process of claim 143, further comprising, before step (c), the step of culturing the secondary embryo under conditions conducive to germination of the secondary embryos until germination of at least one of the secondary embryos commences.

146. (Previously presented) The process of claim 145, wherein the germination step comprises culturing the secondary embryo in or on a culture medium which comprises polyamine in an amount effective to cause germination of the secondary embryos, and which is essentially free of either auxin or cytokinin.

147. (Previously presented) The process of claim 146, wherein the culture medium comprises from about 15  $\mu\text{M}$  polyamine to about 45  $\mu\text{M}$  polyamine.

148. (Previously presented) The process of claim 146, wherein the culture medium comprises about 30  $\mu\text{M}$  polyamine.

149. (Previously presented) The process of claim 146, wherein the germination step comprises culturing the secondary embryo in or on GEM medium.

150. (Previously presented) The process of claim 143, further comprising the step of culturing the plantlets under conditions conducive to induction of root formation until the plantlets form roots.

151. (Previously presented) The process of claim 150, further comprising the step of transplanting the plantlets to soil and growing them to maturity.

152. (Currently amended) The process of claim 151, wherein the scutella cells are selected from the genera consisting of *Triticum*, *Hordeum*, *Secale*, *Avena*, ~~*Zea*, *Sorghum*, *Pennisetum*, *Saccharum*, *Dactylis*~~, or and *Bromus*.

153. (Currently amended) The process of claim 152, wherein the scutella cells are selected from the group consisting of *Triticum durum* amphiploids, *Hordeum vulgare*, *Triticum aestivum*,

*Triticum durum*, *Triticum monococum*, *Triticum urartu*, *Secale cereale*, and *Avena sativa*, ~~*Zea mays*~~, and ~~*Sorghum bicolor*~~ scutella cells.

154. (Cancelled)

155. (Previously presented) The process of claim 152, wherein the scutella cells of step (a) are free of a germ.

156. (Previously presented) The process of claim 155, which further includes, after step (a), cutting the scutellum carrying the primary embryo into a plurality of pieces before culturing in step (c).

157. (Previously presented) The process of claim 156, wherein the scutellum carrying the primary embryo is cut into two to four pieces.

158. (Previously presented) The process of claim 156, which further comprises, before step (c), the step of cutting the primary embryo carrying the secondary embryo into a plurality of pieces, or cutting a germinating leaf if developed, to obtain a high frequency of germination of secondary embryo.

159. (Previously presented) The process of claim 158, wherein the primary embryos carrying the secondary embryo is cut into two pieces.

160. (Previously presented) The process of claim 152, wherein step (a) further comprises the step of introducing foreign DNA into the scutella cells or the primary embryo so that the foreign DNA becomes stably integrated into the genome of the cells.



161. (Previously presented) The process of claim 160, wherein the foreign DNA is introduced into the scutella cells or primary embryo by particle bombardment or by *Agrobacterium*-mediated transformation.

162. (Previously presented) The process of claim 161, wherein the foreign DNA is introduced into the scutella cells or the primary embryo in step (a) during the development of the primary embryo.

163. (Previously presented) The process of claim 162, wherein the foreign DNA is introduced into the scutella cells or the primary embryo between zero to five days after commencement of tissue culture.

164. (Previously presented) The process of claim 162, wherein the foreign DNA is introduced into the scutella cells or the primary embryo after two days following commencement of tissue culture.

165. (Previously presented) The process of claim 162, wherein after the foreign DNA has been introduced, the scutella cells or primary embryo are transferred to a media for step (c), and optionally for step (a), which includes a selective agent to identify a transformed plant cell that has incorporated the foreign DNA.

166. (Previously presented) The process of claim 165, wherein transformed plant cells are cultured in media to support regeneration of transformants.

167. (Previously presented) The process of claim 166, which further comprises confirming expression of the foreign DNA in the transformed plants by one or both of polymerase chain reaction and Southern blot analyses.

168-207. (cancelled)